IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1601 OF 2006
IN
WRIT PETITION NO.1180 OF 1994

Office notes, office Memoranda of Coram, appearances, Court's orders or directions & Registrar's orders	Court's or Judge's Orders

Ms.Ushajee Peri h/for Mr.Mihir Desai for Applicant.

Mr.C.R.Sonawane, A.G.P. for Respondent Nos.1 to 4.

CORAM: H.L.GOKHALE &
J.H.BHATIA, JJ.
DATE : 14th July, 2006.

P.C.:

1. Heard Ms.Peri in support of this Application.

2. The Application seeks restoration of the Petition No.1180 of 1994. This Petition was dismissed on 25th March, 2004. Thereafter, restoration was directed on 9th August, 2004 on payment of Rs.500/- to the Advocate's Welfare Fund. That was not done and, therefore, another

Division Bench by it's order on 13th March, 2006 recorded that the Petition stands dismissed. Now one more application is here. This clearly shows that the Petitioner's advocate has not been careful in attending the matter. We do not want the Petitioner to suffer for that. It is only for this reason that we allow Civil Application in terms of prayer clause (a) and (b) which however will be on payment of Rs.500/- as directed earlier to the Advocate's Welfare Fund of the Bar Council of Maharashtra and further an amount of Rs.1500/- be paid to the High Court Legal Aid Committee. Both the payments should be made on or before 21st July, 2006. Payments will be made by the Advocate concerned and not by the Petitioner. It is on these terms that we allow the Civil Application.

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(H.L.GOKHALE,J.)

(J.H.BHATIA,J.)